

1. Public Notice

Documents:

[10-4-21 AND 10-25-21.PDF](#)

2. Legislative Calendar

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3. Proposed Ordinances

Documents:

[PROPOSED ORD. 105-21.PDF](#)
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4. Proposed Resolutions

Documents:

[PROPOSED RES. 197-21.PDF](#)
[PROPOSED RES. 198-21.PDF](#)
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[PROPOSED RES. 201-21.PDF](#)
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5. Emergency Resolutions

Documents:

[ER 16 FOR RES. 203-A-21.PDF](#)
[RES. 203-A-21.PDF](#)

6. Reconvene Public Notice 10-25-21

Documents:

[10-29-21 RECONVENING 10-25-21 FULL LEG.PDF](#)

PUBLIC NOTICE

PLEASE TAKE NOTICE THAT THE NASSAU COUNTY LEGISLATURE WILL HOLD COMMITTEE MEETINGS OF THE LEGISLATURE ON MONDAY, OCTOBER 4, 2021 STARTING AT 1:00 PM AND WILL HOLD A FULL SESSION OF THE LEGISLATURE ON MONDAY, OCTOBER 25, 2021 STARTING AT 1:00 PM IN THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER, 1st FLOOR, THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING, 1550 FRANKLIN AVENUE, MINEOLA, NEW YORK 11501.

FULL LEGISLATIVE SESSION.....1:00 PM

COMMITTEES	TIME
RULES	1:00PM
PUBLIC SAFETY	1:00PM
PLANNING, DEVELOPMENT & THE ENVIRONMENT	1:00PM
TOWNS, VILLAGES AND CITIES	1:00PM
ECONOMIC AND COMMUNITY DEVELOPMENT, LABOR AND TRANSPORTATION COMMITTEE	1:00PM
PUBLIC WORKS AND PARKS	1:00PM
HEALTH AND SOCIAL SERVICES	1:00PM
GOVERNMENT SERVICES AND OPERATIONS	1:00PM
MINORITY AFFAIRS	1:00PM
VETERANS AND SENIOR AFFAIRS	1:00PM
FINANCE	1:00PM

MICHAEL C. PULITZER
Clerk of the Legislature

Dated: SEPTEMBER 27, 2021
Mineola, NY

As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 100 people. Passes will be distributed on a first come first served basis beginning one half hour before the meeting begins and attendees will be given an opportunity to sign in to address the Legislature. On Committee Meeting days, Public comment will be limited to Agenda items. Public comment on any item may also be emailed to the Clerk of the Legislature at LegPublicComment@nassaucountyny.gov and will be made part of the formal record of this Legislative meeting.

The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on <http://www.nassaucountyny.gov/agencies/Legis/index.html>

LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE
TWENTIETH MEETING
NINTH MEETING OF 2021

MINEOLA, NEW YORK
OCTOBER 25, 2021 1:00PM
LEGISLATIVE CALENDAR

As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 100 people. Passes will be distributed on a first come first served basis beginning one half hour before the meeting begins and attendees will be given an opportunity to sign in to address the Legislature. On Committee Meeting days, Public comment will be limited to Agenda items. Public comment on any item may also be emailed to the Clerk of the Legislature at LegPublicComment@nassaucountyny.gov and will be made part of the formal record of this Legislative meeting.

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EVERY LEGISLATIVE MEETING IS STREAMED LIVE ON
<http://www.nassaucountyny.gov/agencies/Legis/index.html>

1. **ORDINANCE NO. 105- 2021**

AN ORDINANCE AMENDING ORDINANCE 54-2021 IMPLEMENTING THE LOCAL GOVERNMENT ASSISTANCE PROGRAM IN NASSAU COUNTY. 368-21(OMB)

2. **ORDINANCE NO. 106-2021**

AN ORDINANCE SUPPLEMENTAL TO AN APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF THE DISTRICT ATTORNEY. 355-21(OMB)

3. **ORDINANCE NO. 107-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MANAGEMENT AND BUDGET. 365-21(OMB)

4. **ORDINANCE NO. 108-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE CORRECTIONAL CENTER. 367-21(OMB)

5. **ORDINANCE NO. 109– 2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS. 369-21(OMB)

6. **RESOLUTION NO. 197-2021**

A RESOLUTION APPROVING A FEDERAL-AID PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE COUNTY OF NASSAU TO PARTICIPATE IN THE NON-FEDERAL SHARE OF THE COST OF CONSTRUCTION, AND IN THE COST OF CONSTRUCTION SUPERVISION AND INSPECTION OF THE PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO EXECUTE AN AGREEMENT, ON BEHALF OF THE COUNTY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF SUCH WORK FOR THE PROJECT AND FOR THE PARTICIPATION BY THE COUNTY IN THE NON-FEDERAL SHARE OF THE COST OF THE PROJECT, IDENTIFIED AS P.I.N. 0761.26, FOR THE NASSAU COUNTY TRAFFIC SIGNAL SYSTEM OPERATIONS PHASE 6. 362-21(PW)

7. **RESOLUTION NO. 198-2021**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND THE GLEN COVE DOWNTOWN DISTRICT MANAGEMENT ASSOCIATION. 363-21(PK)

8. **RESOLUTION NO. 199-2021**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF NORTH HEMPSTEAD, VILLAGE OF BAXTER ESTATES, VILLAGE OF FLOWER HILL, VILLAGE OF GREAT NECK, VILLAGE OF KENSINGTON, VILLAGE OF KINGS POINT, VILLAGE OF MANORHAVEN, VILLAGE OF MUNSEY PARK, VILLAGE OF PLANDOME, VILLAGE OF PLANDOME HEIGHTS, VILLAGE OF PLANDOME MANOR, VILLAGE OF PORT WASHINGTON NORTH, VILLAGE OF SANDS POINT AND VILLAGE OF THOMASTON IN RELATION TO THE MANHASSET BAY PROTECTION COMMITTEE. 370-21(PW)

9. **RESOLUTION NO. 200-2021**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A SUPPLEMENTAL AGREEMENT BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION, ACTING ON BEHALF OF NEW YORK STATE, AND THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY POLICE DEPARTMENT. 371-21(PD)

10. **RESOLUTION NO. 201-2021**

A RESOLUTION MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A FIRST AMENDMENT TO LEASE BETWEEN THE COUNTY OF NASSAU, AS TENANT, AND 89TH JAMAICA REALTY COMPANY, LLC, AS LANDLORD OF PROPERTY OWNED BY 89TH JAMAICA REALTY COMPANY, LLC LOCATED AT 89TH AVENUE AND MERRICK BOULEVARD IN JAMAICA, BOROUGH OF QUEENS, CITY OF NEW YORK, STATE OF NEW YORK FOR USE BY THE NASSAU INTER-COUNTY EXPRESS BUS SERVICE(NICE). 372-21(PW)

11. **RESOLUTION NO. 202-2021**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 364-21(OMB)

12. **RESOLUTION NO. 203-2021**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 366-21(OMB)

NOTICE IS HEREBY GIVEN that the Nassau County Executive has executed the following personal service contracts, copies of which are on file with the Office of the Clerk of the Nassau County Legislature. These contracts are listed for informational purposes only.

County of Nassau acting on behalf of Human Services and Nassau Suffolk Law Services Comm. Inc. \$51,463.00. RE: OFA NSLS FFCRA. ID# CQHS21000048.

County of Nassau acting on behalf of Human Services and Mercy Medical Center. \$282,898.00. RE: Chemical Dependency. ID# CQHS21000062.

County of Nassau acting on behalf of Human Services and Valley Stream CHSD. \$49,322.00. RE: YDA Education. ID# CQHS21000067.

County of Nassau acting on behalf of Health and Little Angels Center. \$.01. RE: Preschool Services. ID# CQHE21000002.

County of Nassau acting on behalf of Health and Frontier Behave, LLC dba Frontier Behavior Services, LLC. \$.01. RE: Preschool Services. ID# CQHE21000003.

County of Nassau acting on behalf of Health and Red Door Therapeutic Services, LLC. \$.01. RE: Preschool Services. ID# CQHE21000005.

County of Nassau acting on behalf of Human Services and Island Trees UFSD. \$36,183.00. RE: YDA Education. ID# CQHS21000074.

County of Nassau acting on behalf of Human Services and City of Glen Cove. \$25,000.00. RE: OFA City of Glen Cove Age Friendly. ID# CLHS21000053.

County of Nassau acting on behalf of Human Services and JerichoUFSD. \$88,867.00. RE: YDA Education. ID# CQHS21000071.

County of Nassau acting on behalf of Housing and Homeless Services and Westbury United Methodist Church (CV). \$.01. RE: CDBG-Covid-19 ID# CLHI21000019

County of Nassau acting on behalf of Housing and Homeless Services and BIFFCO. \$20,000.00. RE: CDBG-Covid-46th Year ID# CQHI21000021

**THE NASSAU COUNTY LEGISLATURE
WILL CONVENE THE NEXT
COMMITTEE MEETINGS ON
MONDAY, NOVEMBER 8, 2021 at 1:00PM
AND
FULL LEGISLATURE MEETING ON
MONDAY, NOVEMBER 22, 2021 AT 1:00PM**

PROPOSED ORDINANCE NO. 105 –2021

AN ORDINANCE AMENDING ORDINANCE 54-2021 IMPLEMENTING THE
LOCAL GOVERNMENT ASSISTANCE PROGRAM IN NASSAU COUNTY

WHEREAS, Section 1262-e of the New York Tax Law, as amended by Chapter 58 of the Laws of 2020, extends the Local Government Assistance Program in the County of Nassau through the calendar year beginning on January 1, 2023; and

WHEREAS, pursuant to Section 1262-e of the New York Tax Law and Chapter 4 of Title 9 of the Miscellaneous Laws of Nassau County, funds are to be paid and distributed among the County's towns and cities and among the County's villages under this Program on a per capita basis using the population figures in the latest decennial census; and

WHEREAS, in June 2021, this Legislature passed Ordinance No. 54-2021 implementing the Local Government Assistance Program in the County of Nassau based on the population figures in the 2010 census, the latest decennial census figures available at that time; and

WHEREAS, Ordinance No. 54-2021 expressly provided that if the 2020 census population figures were published on or before December 1, 2021, an amendment of Ordinance No. 54-2021 would be submitted to the Legislature to reflect the updated figures and any necessary reallocation of funds resulting therefrom; and

WHEREAS, 2020 census population figures have been published as of this date; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. Section 1 of Ordinance 54-2021 is hereby amended to read as follows:

Section 1. For the calendar year 2021, there shall be paid to the several towns and two cities of the County of Nassau pursuant to subdivision a of section 2 of Local Law No. 18-1984 as last amended by Local Law No. 8-2020 and as incorporated in chapter 4 of title 9 of the Miscellaneous Laws of Nassau County, the following sums:

Town of Hempstead	\$34,796,402
Town of Oyster Bay	\$13,217,001
Town of North Hempstead	\$10,425,453
City of Long Beach	\$1,536,576
City of Glen Cove	\$1,242,729

§ 2. This Ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 106 – 2021

AN ORDINANCE supplemental to an appropriation ordinance in connection with the Office of the District Attorney.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 20, 2021, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
\$1,530,685.58	New York State Office of Victim Services	GRT	DA	AA	\$1,110,023.67
		GRT	DA	AB	\$342,367.50
		GRT	DA	BB	\$22,400.00
		GRT	DA	DD	\$46,794.41
		GRT	DA	DE	\$9,100.00

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing

Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 107 – 2021

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Office of Management and Budget.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 22, 2021, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
2,002,054	Indigent Legal Services	GRT	BU	DE	835,142
		GRT	BU	DE	1,166,912

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section

617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 108 –2021

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Correctional Center.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated July 14, 2021, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
69,326.00	Federal Drug Enforcement Agency	GRT	CC	BB	69,326.00

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 109 –2021

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Department of Parks, Recreation and Museums.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 20, 2021, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

BAPK21000002

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUN D</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
570,000	Hotel/Motel Tax Account – GRT-PK-97-(9700)	GRT	PK	AA	170,000
		GRT	PK	AB	400,000

BAPK21000003

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
163,300	Hotel/Motel Tax Account – GRT-PK-98-(9800)	GRT	PK	DE	163,300

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED RESOLUTION NUMBER 197-2021

APPROVING A FEDERAL-AID PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE COUNTY OF NASSAU TO PARTICIPATE IN THE NON-FEDERAL SHARE OF THE COST OF CONSTRUCTION, AND IN THE COST OF CONSTRUCTION SUPERVISION AND INSPECTION OF THE PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO EXECUTE AN AGREEMENT, ON BEHALF OF THE COUNTY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF SUCH WORK FOR THE PROJECT AND FOR THE PARTICIPATION BY THE COUNTY IN THE NON-FEDERAL SHARE OF THE COST OF THE PROJECT, IDENTIFIED AS P.I.N. 0761.26, FOR THE NASSAU COUNTY TRAFFIC SIGNAL SYSTEM OPERATIONS PHASE 6.

WHEREAS, a project known as Traffic Signal System Operations Phase 6, identified as P.I.N. 0761.26, funded under the Federal-Aid Primary and/or Urban System Program and/or Federal-Aid Highway Safety Program, pursuant to Title 23 U.S. Code, as amended, and the New York State Highway Law and Budget Bills applicable thereto, calls for the apportionment of costs for the program to be borne at

the ratio of 80% Federal funds and 20% non-Federal funds;

WHEREAS, the County of Nassau may be reimbursed up to an additional 15% of the costs associated with the construction and construction inspection of the County's TRAFFIC SIGNAL SYSTEM OPERATIONS PHASE 6 with New York State Marchiselli funding;

WHEREAS, the County of Nassau approves of and desires to advance the project, the cost of which is presently estimated to be \$4,500,000.00 for TRAFFIC SIGNAL SYSTEM OPERATIONS PHASE 6 making a commitment for 100% of the non-Federal share of the construction cost; nd

WHEREAS, the County of Nassau approves the New York State Department of Transportation initiative to have Federal-Aid contracts let at the Local level;

WHEREAS, personal service agreements and/or contracts required to advance the project will be submitted to the Legislature for approval;

WHEREAS, the County of Nassau will advertise, bid, manage, and inspect this project and will therefore be required to have available sufficient funds to fund the entire construction contract, currently estimated at \$4,500,000.00;

Now therefore, be it

RESOLVED, that the County Legislature hereby authorizes the participation of the County in the cost of the construction and construction inspection, presently estimated not to exceed \$4,500,000.00 for the project or portions of the project not on the State Highway System, and it be further

RESOLVED, that this authorization shall commit the County of Nassau to an amount not to exceed \$4,500,000.00 for the cost of construction, except for any adjustment which may be necessary when actual bid prices are received and/or when the final actual costs are determined; and it be further

RESOLVED, that the County of Nassau will perform the inspection on the project; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, it being understood that upon completion of the above project, the Commissioner of Transportation of the State of New York shall transmit to this County Legislature a statement showing the actual costs and expenses of such work, and shall notify the County Comptroller of the amount due from, or to be returned to, the County of Nassau, as the case may be, and that any sum due to the State of New York or the County of Nassau shall be paid within ninety (90) days after the date of transmittal of said statement, and be it further

RESOLVED, that the County Executive of the County of Nassau be, and is hereby authorized to execute all necessary agreements, supplemental agreements, certifications, or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Nassau with the New York State Department of Transportation in connection with the advancement or approval of all aspects of this project whereby Nassau County will let the operations contract, and

Nassau County will be responsible for the performance of engineering services for this project, a copy of which agreement is now on file with the Clerk of the Nassau County Legislature, and it is further

RESOLVED, this Resolution shall take effect immediately.

PROPOSED RESOLUTION NO. 198 – 2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND THE GLEN COVE DOWNTOWN DISTRICT MANAGEMENT ASSOCIATION, INC.

WHEREAS, Nassau County (“County”) has received funding from the State of New York pursuant to State Tax Law section 1202-q, and appropriated said funds to the Department of Parks, Recreation and Museums (“Department”) in accordance with said law in order to support programs and activities relevant to the enhancement of cultural in the County; and

WHEREAS, the Department has determined that funding shall be awarded to the Glen Cove Downtown District Management Association, Inc., an existing not-for-profit organization located within the County for the continuation and enhancement of cultural growth in the County; now, therefore, be it

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with the Glen Cove Downtown District Management Association, Inc.

PROPOSED RESOLUTION NO. 199-2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE TOWN OF NORTH HEMPSTEAD, VILLAGE OF BAXTER ESTATES, VILLAGE OF FLOWER HILL, VILLAGE OF GREAT NECK, VILLAGE OF KENSINGTON, VILLAGE OF KINGS POINT, VILLAGE OF MANORHAVEN, VILLAGE OF MUNSEY PARK, VILLAGE OF PLANDOME, VILLAGE OF PLANDOME HEIGHTS, VILLAGE OF PLANDOME MANOR, VILLAGE OF PORT WASHINGTON NORTH, VILLAGE OF SANDS POINT AND VILLAGE OF THOMASTON IN RELATION TO THE MANHASSET BAY PROTECTION COMMITTEE.

WHEREAS, the County of Nassau (the "County") and the Town of North Hempstead and the various Villages (the "Municipalities") are authorized, pursuant to Article 5-G of the General Municipal Law to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County to share resources in the undertaking of municipal improvement projects and other purposes through joint projects or programs with other municipalities; and

WHEREAS, the Municipalities by prior Intermunicipal Agreement since expired had formed the Manhasset Bay Protection Committee and prepared a Water Quality Improvement Plan for Manhasset Bay; and

WHEREAS, the Municipalities believe it to be in the best interest of the taxpayers of their respective municipalities to authorize inter-municipal cooperation with respect to the mutual covenants set forth in the proposed Agreement, on file with the Clerk of the Legislature; now, therefore, be it

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with the various municipalities

PROPOSED RESOLUTION NO. 200 - 2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A SUPPLEMENTAL AGREEMENT BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION, ACTING ON BEHALF OF NEW YORK STATE, AND THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY POLICE DEPARTMENT

WHEREAS, the United States Congress has provided for the apportionment of Federal-aid funds to New York State (the "State") for the purpose of carrying out Federal-aid highway projects, a Surface Transportation Program and a Congestion Mitigation and Air Quality Improvement Program; and

WHEREAS, the State Highway Law authorizes the State Commissioner of Transportation to use Federal aid available under the Federal-aid highway acts or to use State Highway Funds; and

WHEREAS, the State Department of Transportation ("DOT") is undertaking construction and maintenance projects that result in increased traffic control and enforcement concerns on various State roadways in the County of Nassau (the "County"); and

WHEREAS, the State desires that its projects in the County be progressed in an orderly and safety conscious fashion that will encompass planning, training, traffic control and the dedicated law enforcement efforts of the County; and

WHEREAS, the State desires the County Police Department to undertake these efforts because of their ability and experience in traffic control and enforcement; and

WHEREAS, the DOT, acting on behalf of the State, and the County, acting by and through the County Police Department, now desire to enter into a supplemental agreement to provide the terms, conditions and agreements of the parties with respect to the administration and apportionment of funds for the efforts undertaken by the County pursuant to the supplemental agreement, a copy of which is on file with the Clerk of the Legislature; now, therefore be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the said supplemental agreement with the DOT and to execute additional documentation in furtherance of such supplemental agreement.

PROPOSED RESOLUTION NO. 201 - 2021

MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A FIRST AMENDMENT TO LEASE BETWEEN THE COUNTY OF NASSAU, AS TENANT, AND 89th JAMAICA REALTY COMPANY, LLC, AS LANDLORD, OF PROPERTY OWNED BY 89th JAMAICA REALTY COMPANY, LLC LOCATED AT 89th AVENUE AND MERRICK BOULEVARD IN JAMAICA, BOROUGH OF QUEENS, CITY OF NEW YORK, STATE OF NEW YORK FOR USE BY THE NASSAU INTER-COUNTY EXPRESS BUS SERVICE (NICE).

WHEREAS, the County of Nassau has leased certain Premises known as a portion of the Jamaica Bus Terminal consisting of six (6) bus parking bays pursuant to a Lease dated July 1, 2012, a copy of which is on file with the Clerk of the Nassau County Legislature, as amended by that certain letter agreement dated March, 2017 (collectively the “Lease”) between the County of Nassau as Tenant (hereafter the “County”), and 89th Jamaica Realty Company, LLC as Landlord, and

WHEREAS, the Lease will expire on March 31, 2021 and the Landlord and the County both desire to amend the Lease to extend the term thereof for a period of one (1) year from April 1, 2021 through March 31, 2022, and

WHEREAS, the Landlord and the County desire to execute the First Amendment to Lease reflecting the agreed upon terms of the extended term of the Lease;

NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE COUNTY OF NASSAU AS FOLLOWS:

RESOLVED, that the County Executive be and she is hereby authorized to execute on behalf of the County of Nassau, the First Amendment to Lease between the County of Nassau, as Tenant, and 89th Jamaica Realty Company, LLC, as Landlord, and any ancillary documents and instruments necessary to carry out the purposes of the First

Amendment to Lease, subject to all the terms and conditions as contained in said First Amendment to Lease; and it is further

RESOLVED, that it is hereby determined pursuant to the provisions of the New York State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the proposed First Amendment to Lease has been determined to be a Type II action that does not have a significant effect on the environment and that no further review is required; and be it further

RESOLVED, that this Resolution shall take effect immediately.

PROPOSED RESOLUTION NO. 202- 2021

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021

WHEREAS, the County Executive, by communication dated September 22, 2021, addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2021; and

WHEREAS, the transfer has been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BTCW21000045 as follows:

BOARD TRANSFER NO. 45

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	EL-GEN-3000-AA98Z	Board of Elections – General Fund – Salaries, Wages & Fees	\$ 1,200,000
	EL-GEN-3000-DD498	Board of Elections – General Fund – General Expenses	\$ 450,990
	EL-GEN-3000-DE548	Board of Elections – General Fund – Contractual Services	\$ 275,000
	TOTAL		\$ 1,925,990
<u>TO</u>	EL-GEN-2000-AA97Z	Board of Elections – General Fund – Salaries, Wages & Fees	\$ 1,200,000
	EL-GEN-2000-DD497	Board of Elections – General Fund – General Expenses	\$ 450,990
	EL-GEN-2000-DE547	Board of Elections – General Fund – Contractual Services	\$ 275,000
	TOTAL		\$ 1,925,990

WHEREAS, the said transfers of appropriations are recommended by the County Executive in said communication and are within the scope of Section 307 of the County Government Law of Nassau County; now, therefore, be it

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2021, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any

mathematical and/or typographical errors subsequent to any approval and adoption of said resolution without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this budget transfer is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is a class of actions which does not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 203 – 2021

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021

WHEREAS, the County Executive, by communication dated September 20, 2021, addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2021; and

WHEREAS, the transfer has been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BTCW21000043 as follows:

BOARD TRANSFER NO. 43

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	HE-GRT-CNY6FED-AB10F	Health Department - Grant Fund – Fringe Benefits	\$ 4,175.00
	TOTAL		\$ 4,175.00
<u>TO</u>	HE-GRT-CNY6FED-BB197	Health Department - Grant Fund - Equipment	\$ 4,175.00
	TOTAL		\$ 4,175.00

WHEREAS, the said transfers of appropriations are recommended by the County Executive in said communication and are within the scope of Section 307 of the County Government Law of Nassau County; now, therefore, be it

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2021, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said resolution without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this budget transfer is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is a class of actions which does not have a significant effect on the environment; and no further review is required.

EMERGENCY RESOLUTION NO. 16-2021

AN EMERGENCY RESOLUTION DECLARING AN EMERGENCY FOR IMMEDIATE ACTION UPON A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE CITY OF LONG BEACH IN RELATION TO A PROJECT TO PROCURE AN OFFICE TRAILER AND RELATED ITEMS

WHEREAS, the Honorable Richard Nicoletto, Presiding Officer, has submitted to this County Legislature a written recommendation dated October 25, 2021, pursuant to the provisions of the County Government Law of Nassau County; and

WHEREAS, the said recommendation refers to an emergency resolution declaring an emergency for immediate action upon a resolution authorizing the County Executive to execute an inter-municipal agreement with the City of Long Beach in relation to a project to procure an office trailer and related items; and

WHEREAS, the said recommendation is that the County Legislature adopt a resolution declaring that an emergency exists in Nassau County the nature of which is to take immediate action upon the aforesaid resolution; now, therefore be it

RESOLVED, that the County Legislature hereby declares that an emergency exists within Nassau County, the nature of which is to consider and to take immediate action upon the aforesaid resolution now before this Legislature.

RESOLUTION NO. 203-A- 2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO
EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE CITY OF LONG
BEACH IN RELATION TO A PROJECT AN OFFICE TRAILER AND RELATED
ITEMS

WHEREAS, the County of Nassau (the “County”) and the City of Long Beach (the “City”) are authorized, pursuant to Article 5-G of the General Municipal Law to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County and City in procuring an office trailer and related items for the City (Fire Department); and

WHEREAS, the City has agreed to accept funds from the County in furtherance of the Project; and

WHEREAS, the County and the City believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed Agreement, on file with the Clerk of the Legislature; now, therefore, be it

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with the City, in relation to the aforesaid Services; and be it further

RESOLVED that pursuant to the provisions of the State Environmental Quality Review Act (“SEQRA”), 8 N.Y.E.C.L. section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County said Project is a "Type II Action" within the meaning of Section 617.5(c) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required.



PUBLIC NOTICE

PLEASE TAKE NOTICE THAT

**THE NASSAU COUNTY LEGISLATURE WILL
RECONVENE THE MONDAY, OCTOBER 25, 2021
FULL LEGISLATIVE SESSION**

**ON
FRIDAY, OCTOBER 29, 2021 AT 10:00 AM**

**IN
THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER
THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING
1550 FRANKLIN AVENUE, MINEOLA, NEW YORK 11501**

As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 100 people. Passes will be distributed on a first come first served basis beginning one half hour before the meeting begins and attendees will be given an opportunity to sign in to address the Legislature. On Committee Meeting days, Public comment will be limited to Agenda items. Public comment on any item may also be emailed to the Clerk of the Legislature at LegPublicComment@nassaucountyny.gov and will be made part of the formal record of this Legislative meeting.

The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on <http://www.nassaucountyny.gov/agencies/Legis/index.html>

MICHAEL C. PULITZER
Clerk of the Legislature
Nassau County, New York

DATED: October 27, 2021
Mineola, NY